

PLEA OF GUILTY FORM Misdemeanors

Defendant Name: _____ Case No. _____

PLEASE READ AND INITIAL

- _____ 1.(a) I personally appeared and entered a plea of (guilty)(no contest) to the charges of _____

_____ (b) (IF APPLICABLE:) I desire to admit the truth of any alleged prior convictions(s) _____

_____ 2. (a) My lawyer is _____
_____ (b) I do not have a lawyer representing me in these proceedings. **If 2b is initialed, complete the reverse page.**
_____ 3. The Court/my attorney has explained the nature of the charges, elements of the offense(s), and pleas and defenses
_____ available to me.
_____ 4. I have been advised, understand, and, knowingly and intelligently GIVE UP (WAIVE), in relation to the present charges
_____ as well as any prior convictions which may have been alleged and admitted, each of my following trial rights:
_____ (a) My right to be TRIED BY JURY or COURT TRIAL;
_____ (b) My right to be confronted by witnesses against me, that is, to SEE, HEAR, AND QUESTION ALL WITNESSE
_____ AGAINST ME; the right to CONFRONT WITNESSES.
_____ (c) My right not to incriminate myself, that is, NOT TO BE REQUIRED TO PLEAD GUILTY OR TESTIFY
_____ AGAINST MYSELF. My right to remain silent.
_____ (d) I AM ADVISED THAT IF I AM NOT A CITIZEN, CONVICTION OF THE OFFENSE(S) WITH WHICH I
_____ HAVE BEEN CHARGED, MAY HAVE THE CONSEQUENCES OF DEPORTATION, EXCLUSION FROM
_____ ADMISSION TO THE UNITED STATES, OR DENIAL OF NATURALIZATION PURSUANT TO THE LAWS OF
_____ THE UNITED STATES.
_____ 5. (a) Maximum Penalty: _____
_____ (b) Subsequent arrest for petty theft may be filed as a felony.
_____ (c) My plea of guilty/no contest in this case could result in revocation of my probation or violation of parole in other
_____ cases.
_____ (d) Other consequences of my plea _____
_____ 6. My decision to enter this plea has been made freely and voluntarily, without fear of threat to me or to anyone closely
_____ related to or associated with me. No promises or inducements have been made to me in connection with this plea, except
_____ (specify): _____
_____ 7. I UNDERSTAND THAT A PLEA OF NO CONTEST IS THE SAME AS A PLEA OF GUILTY IN THIS CASE FOR
_____ PURPOSES OF SENTENCING.
_____ I HAVE READ AND UNDERSTAND EACH OF THE ABOVE ITEMS.

Dated: _____ Signature

Defendant

STATEMENT OF ATTORNEY

I am defendant's attorney of record. I have explained to the defendant each of his rights relating to his plea and I am satisfied that he understands them. I concur with his plea and waivers.

Dated _____ Signature

FINDINGS AND ORDER

The Court finds that:

1. Defendant has appeared in open court and entered his plea(s).
2. Defendant has knowingly, intelligently, and understandingly waived his rights, including his right to jury trial, his right to confront witnesses against him, and his right against self-incrimination as they relate to the charged offense and any prior convictions.
3. There is a factual/legal basis for the plea(s).
4. Defendant has been advised of the consequences of his plea, the effect of which any prior conviction(s) will have on the punishment, and other sanctions to be imposed upon his conviction.
5. Defendant's waivers of his rights and his plea(s) are free and voluntary.

IT IS ORDERED:

Defendant's plea(s) of (guilty)(no contest) be entered and filed.
The Court accepts defendant's admission of his prior(s).

Dated: _____ Signature

Judge of the Superior Court

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF IMPERIAL**

**WAIVER OF RIGHT TO HAVE LAWYER
PLEASE READ AND INITIAL**

- _____ 1. I understand that I am charged in this case with having violated section _____, a misdemeanor.
- _____ 2. I understand that the possible consequences of a conviction of this include the following:
- _____ (a) Jail and/or fine: the judge may sentence me to serve a maximum of _____ in jail and
pay a _____ fine plus penalty.
- _____ (b) I will be required to register as a _____ offender pursuant to section _____.
- _____ (c) Other possible consequences: _____.
- _____ (d) Probation: The judge may require me to participate in educational and treatment programs. The judge
may place me on probation for up to three years, requiring me to comply with various terms and conditions
during that time.
- _____ 3. The court has explained the nature and elements of the offense(s) charged against me and the pleas and
defenses available to me.
- _____ 4. I UNDERSTAND MY CONSTITUTIONAL RIGHT TO HAVE A LAWYER DEFEND ME AT ALL
STAGES OF THE PROCEEDINGS AND THAT IF I AM UNABLE TO AFFORD A LAWYER, THE
COURT WILL APPOINT ONE FOR ME.
- _____ 5. Having in mind each of the above items, I knowingly and intelligently GIVE UP (WAIVE) my right to
have a LAWYER defend me in these proceedings and request that I be permitted to represent myself.

Dated: _____ Signature
Defendant

FINDINGS AND ORDER

The Court finds that:

Defendant understands the nature of the charge(s) against him, the elements of the offense(s), the pleas and defenses
available thereto, and the consequences of conviction thereof.

Defendant's waiver of his right to counsel is intelligently and understandingly made.

IT IS ORDERED THAT:

Defendant's waiver of his right to counsel be accepted and filed, and the defendant be permitted to represent himself.

Dated: _____ Signature
Judge of the Superior Court